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June 22, 1999

**VIA HAND DELIVERY**

Magalie Roman Salas  
Commission Secretary  
Portals II  
445 12th Street, SW  
Suite TW-A325  
Washington, D.C. 20554

**RECEIVED**

JUN 22 1999

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FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

Re: **CC Docket No. 96-98, File No. NSD-L-98-121: Capital Telecommunications Inc.'s IntraLATA Presubscription Implementation Plan for New Jersey**

Dear Secretary Salas:

Pursuant to the Federal Communications Commission's ("FCC" or "Commission") March 23, 1999 order in the above-captioned docket,<sup>1</sup> enclosed for filing are an original and four (4) copies of the IntraLATA Presubscription Implementation Plan filed by Capital Telecommunications, Inc. ("CTI") with the New Jersey Board of Public Utilities on April 22, 1999 ("Proposed New Jersey Plan"). In accordance with the Commission's June 18, 1999 Public Notice in the same docket, CTI also encloses two additional copies of this filing for Mr. Al McCloud of the FCC's Network Services Division.

CTI has not yet received notice of approval of its Proposed New Jersey Plan. CTI, therefore, files its Proposed New Jersey Plan in accordance with the Commission's direction in its March 23, 1999 order to local exchange carriers ("LECs") to file their plans with the Commission on June 22, 1999, if "a state commission has not yet acted on a LEC's intraLATA toll dialing parity implementation plan."<sup>2</sup>

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<sup>1</sup> Implementation of the Local Competition Provisions of the Telecommunications Act of 1996, and Petition of Southwestern Bell Telephone Company, Pacific Bell, and Nevada Bell Expedited Declaratory Ruling on Interstate IntraLATA Toll Dialing Parity or, in the Alternative, Various Other Relief, Order, CC Docket 96-98, NSD File No. L-98-121, FCC 99-54 (rel. March 23, 1999).


<sup>2</sup> *Id.*

No. of Copies rec'd 014  
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Magalie Roman Salas  
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Please date stamp and return the enclosed extra copy of this filing. Should you have any questions regarding this filing, please do not hesitate to contact the undersigned.

Sincerely,

A handwritten signature in black ink, appearing to read 'Patrick J. Donovan', with a stylized, flowing script.

Patrick J. Donovan

Counsel for Capital Telecommunications, Inc.

Enclosure

cc: Al McCloud (FCC)  
Ann E. Shafer (CTI)  
Rachel D. Flam  
Brian McDermott

**CAPITAL TELECOMMUNICATIONS, INC.  
INTRALATA PRESUBSCRIPTION IMPLEMENTATION PLAN**

**INTRODUCTION**

In accordance with applicable Federal Communications Commission ("FCC")<sup>1</sup> and New Jersey Board of Public Utilities ("Board") Orders, Capital Telecommunications, Inc. ("CTI") submits its implementation plan for intraLATA presubscription (the "Plan").

CTI is authorized to provide resold local exchange services. As a non-facilities-based provider of local exchange services, CTI will need to rely upon its underlying carrier(s) for the provision of equal access to intraLATA and interLATA service providers. CTI will in no way restrict, or interfere with, subscribers' ability to access competitive providers of intraLATA or interLATA toll services pursuant to the policies implemented by CTI's underlying carrier(s).

**POLICIES**

CTI will in no way restrict, or interfere with, subscribers' ability to access competitive providers of intraLATA or interLATA toll services pursuant to the policies implemented by CTI's underlying carrier(s).

To the extent required, appropriate tariffs will be filed in accordance with this Plan.

All eligible CTI end user telephone line numbers will be presubscribed and must have a PIC associated with them.

**CARRIER INFORMATION**

Interexchange carriers will have the option of offering intraLATA service only or intraLATA and interLATA service.

Interexchange carriers will have the option of participating in all market areas or in a specific market area.

Interexchange carriers will be required to return a completed Non-Disclosure Agreement and Participation Agreement(s).

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<sup>1</sup> *In the Matter of Implementation of the Local Competition Provision of the Telecommunications Act of 1996*, CC Docket No. 96-98, *Petition of Southwestern Bell Telephone Company, Pacific Bell, and Nevada Bell for Expedited Declaratory Ruling on Interstate InterLATA Toll Dialing Party or, in the Alternative, Various Other Relief*, Order (March 23, 1999); *In the Matters of the Local Competition Provisions of the Telecommunications Act of 1996*, Second Report and Order, CC Docket No. 96-98 (August 8, 1996).

CTI will not participate in billing disputes for intraLATA service between alternative competing interexchange carriers and their customers.

CTI representatives will not initiate or accept three-way calls from alternative interexchange carriers to discuss presubscription.

Carriers wishing to participate will be requested to submit Access Service Requests/Translation Questionnaires to the Access Tandem owner and to CTI.

### **CALL ELIGIBILITY/TOLL DIALING PLAN**

A local service customer of CTI will have calls routed according to the plan implemented by its underlying carrier(s).

### **NETWORK INFORMATION**

Interexchange carriers will be subject to such network specifications as shall be imposed by CTI's underlying carrier(s). CTI disclaims responsibility for any such specifications. CTI will not participate in disputes regarding any such network specifications between alternative competing interexchange carriers and CTI's underlying carrier(s).

All originating intraLATA traffic will initially be routed via the incumbent Local Exchange Carrier (LEC) Access Tandem(s).

### **CUSTOMER CONTACT INFORMATION**

To the extent required, CTI will notify affected customers in writing of the necessity to presubscribe to an intraLATA toll carrier. To the extent required, CTI will file any such communication(s) with the Board for its review prior to making them available to customers.

CTI customer contact representatives will process customer initiated PIC selections to CTI or to an alternative intraLATA carrier. Carriers will have the option of allowing the CTI representative to process PIC requests on their behalf.

CTI will not ballot or allocate their customer base. At the time of conversion, all customers will be "PIC'd" to CTI unless another carrier is chosen by the particular customer.

CTI will accept as a bona fide PIC a selection of "NO PIC" as a choice. CTI will rely upon its underlying carrier(s) to ensure that "NO PIC" customers will have access code dialing capability to reach participating intraLATA carriers.

CTI customer contact representatives will not comment on a customer's choice of its intraLATA PIC when the customer contacts CTI to change the PIC. CTI customer contact representatives will respond to customer inquiries about intraLATA carriers in a competitively neutral fashion. If a

customer requests information relating to carriers other than CTI, a list of participating carriers will be read to that customer in random order by CTI representatives.

If the intraLATA toll carrier selected by the customer permits CTI to process orders on its behalf, CTI will accept the PIC change request. If the customer selects an intraLATA toll carrier that does not allow CTI to process PIC changes on its behalf, CTI will provide the customer with the carrier's toll-free number (if provided by the carrier).

CTI representatives will not discuss alternative carrier rates or services and will not provide customers with Carrier Identification Codes or access code dialing instructions.

### **PRESUBSCRIPTION INFORMATION**

CTI will offer its customers a 90-day grace period following Plan implementation during which the customers may change intraLATA carriers without a PIC change charge. Customers can make multiple PIC changes during these 90 days at no charge. After the 90-day period, CTI will assess a \$5.00 PIC change charge. CTI offers interexchange carriers the option of having the PIC charge billed to the carrier or to the customer.

New line customers, including customers adding lines, will have the opportunity to select a participating carrier, or they will be assigned a NO PIC designation. If a customer cannot decide upon an intraLATA carrier at the time of order, CTI may extend a 30-day period following placement of the customer's service order for the customer to select an intraLATA carrier without charge. Such a customer will be assigned a NO PIC designation in the interim. After this 30-day period, CTI will assess the \$5.00 PIC change charge as described above. Customers assigned a NO PIC designation as set forth in this paragraph will be required to dial an access code to reach an intraLATA carrier's network.

If a CTI customer denies requesting a change in intraLATA toll providers as submitted by an intraLATA carrier, and the intraLATA carrier is unable to produce a Letter of Agency signed by the customer, the intraLATA carrier will be assessed a \$75.00 charge for the unauthorized PIC change and the PIC will be changed as per the customer's request, in addition to any charges assessed by the underlying carrier or other penalties authorized by law.

Alternative interexchange carriers may submit PIC changes to CTI via a fax/paper interface.

CTI will process intraLATA PIC selections in the same manner and under the same intervals of time as interLATA PIC changes.

Carriers will be required to submit PIC changes using the Customer Account Record Exchange (CARE) format via paper medium. CTI will provide carriers with PIC order confirmation and reject information using the CARE format. Specific details regarding CARE will be provided to participating carriers.

For customers who change their local service provider from the incumbent LEC to CTI and retain their incumbent LEC telephone number(s), CTI, as part of the CARE PIC process, will provide the selected intraLATA carrier with both the retained (incumbent LEC) telephone number and the CTI telephone number.